

Ellisen Shelton Turner (SBN #224842)
Joshua Glucoft (SBN #301249)
KIRKLAND & ELLIS LLP
2049 Century Park East, Suite 3700
Los Angeles, CA 90067
Tel: (310) 552-4200
Fax: (310) 552-5900
ellisen.turner@kirkland.com
josh.glucoft@kirkland.com

Akshay S. Deoras (SBN #301962)
Yan-Xin Li (SBN #332329)
KIRKLAND & ELLIS LLP
555 California Street
San Francisco, CA 94104
Tel: (415) 439-1400
Fax: (415) 439-1500
akshay.deoras@kirkland.com
yanxin.li@kirkland.com

Jeanne M. Heffernan (admitted *pro hac vice*)
KIRKLAND & ELLIS LLP
401 Congress Avenue
Austin, TX 78701
Tel: (512) 678-9100
Fax: (512) 678-9101
jheffernan@kirkland.com

*Counsel for Defendants Meta Platforms, Inc.
and Meta Platforms Technologies, LLC*

[Additional counsel listed on signature page]

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

**GENTEX CORPORATION and INDIGO
TECHNOLOGIES, LLC,**

Plaintiffs,

THALES VISIONIX, INC..

Involuntary Plaintiff,

V.

META PLATFORMS, INC. and META PLATFORMS TECHNOLOGIES, LLC.

Defendants.

Case No. 4:22-cv-03892-YGR

**DEFENDANTS' ADMINISTRATIVE
MOTION TO CONSIDER WHETHER
ANOTHER PARTY'S MATERIAL
SHOULD BE SEALED**

Judge: Hon. Yvonne Gonzalez Rogers

MOTION TO CONSIDER WHETHER
ANOTHER PARTY'S MATERIAL
SHOULD BE SEALED

CASE NO. 4:22-CV-03892-YGR

Pursuant to Civil Local Rules 79-5 and 7-11 Governing Administrative Motions to Seal and to Consider Whether Another Party's Material Should be Sealed, Defendants Meta Platforms, Inc. and Meta Platforms Technologies, LLC (collectively, "Defendants" or "Meta") hereby request the Court to consider whether portions of Defendants' Amended Answer, which is being submitted as Exhibit 12 to Defendants' Motion for Leave to File Amended Answer ("Amended Answer"), which discloses or reference documents from non-party Eric Foxlin ("Foxlin") that purportedly contain confidential, proprietary, or otherwise sensitive information, along with portions of the corresponding redline comparing Defendants' Answer to Defendants' Proposed Amended Answer (Ex. 11) and Exhibits H, K, M, N, O, T, and U to Defendants' Amended Answer, should be sealed.

Civil Local Rule 79-5 requires that a request to consider whether another party's material should be sealed must "identify each document or portions thereof for which sealing is sought" and "highlight the portions for which sealing is sought." L.R. 79-5(f), (e)(2). Defendants file this administrative motion to afford Foxlin the opportunity to defend these designations. In compliance with the applicable rules, Defendants have filed under seal the following:

- Exhibit 12, Amended Answer
 - Page 21 – lines 24-25;
 - Page 23 – lines 1-2, 11-17, 27-28;
 - Page 25 – lines 9-10;
 - Page 27 – lines 12-13, 15-18, 27-28;
 - Page 28 – lines 1-2, 4-6, 14-15, 25;
 - Page 29 – line 13;
 - Page 30 – lines 18-19;
 - Page 31 – line 19.
- Exhibit 11, redline of Amended Answer
 - Page 21 – lines 24-25;
 - Page 23 – lines 1-2, 11-17, 27-28;
 - Page 25 – lines 9-10;

- 1 • Page 27 – lines 12-13, 15-18, 27-28;
- 2 • Page 28 – lines 1-2, 4-6, 14-15, 25;
- 3 • Page 29 – line 13;
- 4 • Page 30 – lines 18-19;
- 5 • Page 31 – line 19.
- 6 • Exhibits H, K, M, N, O, T, and U to Defendants' Amended Answer

7 This motion complies with Civil Local Rule 79-5, and is accompanied by a version of the
8 foregoing document with information designated by Foxlin in unredacted form. To the extent Foxlin
9 files a statement and/or declaration in support of sealing any of the foregoing documents or portions
10 thereof, Defendants reserve the right to respond. L.R. 79-5(f)(4).

1 Dated: March 2, 2023

Respectfully submitted,

2 /s/ Joshua Glucoft
3 Ellisen Shelton Turner (SBN #224842)
4 Joshua Glucoft (SBN #301249)
5 KIRKLAND & ELLIS LLP
6 2049 Century Park East, Suite 3700
7 Los Angeles, CA 90067
8 Tel: (310) 552-4200
Fax: (310) 552-5900
ellisen.turner@kirkland.com
josh.glucoft@kirkland.com

9 Akshay S. Deoras (SBN #301962)
10 Yan-Xin Li (SBN #332329)
11 KIRKLAND & ELLIS LLP
12 555 California Street
13 San Francisco, CA 94104
Tel: (415) 439-1400
Fax: (415) 439-1500
akshay.deoras@kirkland.com
yanxin.li@kirkland.com

14 Jeanne M. Heffernan (admitted *pro hac vice*)
15 KIRKLAND & ELLIS LLP
16 401 Congress Avenue
17 Austin, TX 78701
18 Tel: (512) 678-9100
Fax: (512) 678-9101
jheffernan@kirkland.com

19 Yimeng Dou (SBN #285248)
20 KIRKLAND & ELLIS LLP
21 555 South Flower Street
22 Los Angeles, CA 90071
23 Tel: (213) 680-8400
Fax: (213) 680-8500
yimeng.dou@kirkland.com

24 *Counsel for Defendants Meta Platforms, Inc.*
and Meta Platforms Technologies, LLC